

**Calendar No. 473**

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 1894**

**[Report No. 107–196]**

To direct the Secretary of the Interior to conduct a special resource study to determine the national significance of the Miami Circle site in the State of Florida as well as the suitability and feasibility of its inclusion in the National Park System as part of Biscayne National Park, and for other purposes.

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**IN THE SENATE OF THE UNITED STATES**

JANUARY 24, 2002

Mr. GRAHAM (for himself and Mr. NELSON of Florida) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

JUNE 28, 2002

Reported by Mr. BINGAMAN, with an amendment

[Omit the part struck through and insert the part printed in *italic*]

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**A BILL**

To direct the Secretary of the Interior to conduct a special resource study to determine the national significance of the Miami Circle site in the State of Florida as well as the suitability and feasibility of its inclusion in the National Park System as part of Biscayne National Park, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FINDINGS AND PURPOSES.**

4       (a) FINDINGS.—Congress finds that—

5               (1) the Tequesta Indians were one of the ear-  
6       liest groups to establish permanent villages in south-  
7       east Florida;

8               (2) the Tequestas had one of only two North  
9       American civilizations that thrived and developed  
10      into a complex social chiefdom without an agricul-  
11      tural base;

12              (3) the Tequesta sites that remain preserved  
13      today are rare;

14              (4) the discovery of the Miami Circle, occupied  
15      by the Tequesta approximately 2,000 years ago, pre-  
16      sents a valuable new opportunity to learn more  
17      about the Tequesta culture; and

18              (5) Biscayne National Park also contains and  
19      protects several prehistoric Tequesta sites.

20      (b) PURPOSE.—The purpose of this Act is to direct  
21      the Secretary to conduct a special resource study to deter-  
22      mine the national significance of the Miami Circle site as  
23      well as the suitability and feasibility of its inclusion in the  
24      National Park System as part of Biscayne National Park.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 ~~(1) MIAMI CIRCLE.—The term “Miami Circle”~~  
 4 ~~means the property in Miami-Dade County of the~~  
 5 ~~State of Florida consisting of the three parcels de-~~  
 6 ~~scribed in Exhibit A in the appendix to the summons~~  
 7 ~~to show cause and notice of eminent domain pro-~~  
 8 ~~ceedings, filed February 18, 1999, in Miami-Dade~~  
 9 ~~County v. Brickell Point, Ltd., in the circuit court~~  
 10 ~~of the 11th judicial circuit of Florida in and for~~  
 11 ~~Miami-Dade County.~~

12 *(1) MIAMI CIRCLE.—The term “Miami Circle”*  
 13 *means the Miami Circle archaeological site in Miami-*  
 14 *Dade County, Florida.*

15 (2) PARK.—The term “Park” means Biscayne  
 16 National Park in the State of Florida.

17 (3) SECRETARY.—The term “Secretary” means  
 18 the Secretary of the Interior, acting through the Di-  
 19 rector of the National Park Service.

20 **SEC. 3. SPECIAL RESOURCE STUDY.**

21 (a) IN GENERAL.—Not later than one year after the  
 22 date funds are made available, the Secretary shall conduct  
 23 a special resource study as described in subsection (b). In  
 24 conducting the study, the Secretary shall consult with the  
 25 appropriate American Indian tribes and other interested  
 26 groups and organizations.

1       (b) COMPONENTS.—In addition to a determination of  
2 national significance, feasibility, and suitability, the spe-  
3 cial resource study shall include the analysis and rec-  
4 ommendations of the Secretary with respect to—

5           (1) which, if any, particular areas of or sur-  
6 rounding the Miami Circle should be included in the  
7 Park;

8           (2) whether any additional staff, facilities, or  
9 other resources would be necessary to administer the  
10 Miami Circle as a unit of the Park; and

11          (3) any impact on the local area that would re-  
12 sult from the inclusion of Miami Circle in the Park.

13       (c) REPORT.—Not later than 30 days after comple-  
14 tion of the study, the Secretary shall submit a report de-  
15 scribing the findings and recommendations of the study  
16 to the Committee on Energy and Natural Resources of  
17 the Senate and the Committee on Resources of the United  
18 States House of Representatives.

19       (d) AUTHORIZATION OF APPROPRIATIONS.—There  
20 are authorized to be appropriated such sums as are nec-  
21 essary to carry out this Act.



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